

## **REMARKS**

### **Statement of Common Ownership**

The present patent Application to Gurer et. al. and United States Patent 6,238,735 to Edwards, et al. were, at the time the invention of the present Application was made, owned by or subject to an obligation of assignment to Silicon Valley Group, Inc.

### **Claim Rejections - 35 U.S.C. §102**

The Examiner has rejected claims 1, 14, 18, 22, 26, 30-32 under 35 USC 102(e) as being anticipated by Mandal et al. (U.S. Patent No. 6,238,735). As stated above, Mandal is no longer prior art due to common ownership of the present patent Application and Mandal at the time the invention of the present Application was made. Therefore, the claims cannot be rejected as being anticipated by Mandal.

### **Claim Rejections - 35 U.S.C. §103**

The Examiner has rejected claims 2-13, 15-17, 19-21, 23-25 and 27-29 under 35 USC 103(a) as being unpatentable over Mandal et al. ('735) in view of Chun et al. (U.S. Patent No. 6,191,053). As stated above, Mandal is no longer prior art due to common ownership of the present patent Application and Mandal at the time the invention of the present Application was made. Therefore, because Chun fails to teach all of the elements of the Applicant's claimed invention, the claims are not obvious over Mandal in view of Chun.